

### **REMARKS**

Applicant's representative thanks the Examiner for the courtesies extended for the time spent during an interview on October 3, 2006 in which claims 12, 34, 37 and 42 were discussed. The results of the interview are provided below in the remarks addressing the respective claims.

New claims 42-45 have been added. Claims 34 and 38 have been amended. Claims 1-33 and 37 have been cancelled without prejudice or disclaimer. Claims 34-36 and 38-45 are currently pending. Reconsideration of the pending claims in view of the foregoing amendments and following remarks is respectfully requested.

During the interview an agreement was reached between the Applicant's representative and the Examiner regarding independent claim 34. In particular, the Examiner stated that combining independent claim 34 with dependent claim 37 would place independent claim 34 in allowable condition. Claim 34 has been amended to adopt such form and claim 37 has been cancelled and claim 38 has also been amended as a result. Accordingly, claims 34-36 and 38-41 are in condition for allowance. The Examiner stated in the interview that claims 42-45 were also in condition for allowance. Claims 12-19 have been cancelled in order to place all pending claims in condition for allowance, notice to that effect is respectfully requested.

### **DOUBLE PATENTING REJECTION**

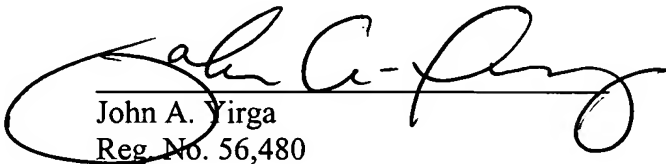
The Office Action stated that claims 12-19 and 34-41 stand rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-9 of U.S. Patent No. 6,669,119 in view of Harrison *et al.* Enclosed herewith is a terminal

disclaimer in compliance with 37 C.F.R. 1.321(c) signed by applicant's attorney, along with the associated fee. The terminal disclaimer is believed to render the double patenting rejection moot and notice to that effect is respectfully requested.

### **CONCLUSION**

In view of the foregoing amendments, interview, terminal disclaimer, fees and remarks, it is respectfully submitted that the pending claims in this Application are in condition for allowance. Prompt notice to that effect is respectfully requested. If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 20-0090 for additional fees required under 37 C.F.R. §§ 1.16, 1.17; particularly extension of time fees.

Respectfully submitted,



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